**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**
**ORDINARY ORIGINAL CIVIL JURISDICTION**

**CENTRAL EXCISE APPEAL NO.63 OF 2007**

The Hindoostan Spinning & Weaving Mills Ltd. .. Appellant

V/s

The Commissioner of Central Excise Mumbai IV. .. Respondents

Mr.A.D.Shetty with Mr.R.V.Shetty and Ms.Rita Joshi for the Appellant.

Mr.Parag Vyas for the Respondents.

**CORAM : DR.S.RADHAKRISHNAN & V.C.DAGA, JJ.**

**DATE : 5th April, 2007.**

**P.C.:**

1. Heard the learned Counsel for the parties. The learned Counsel for the Appellant seeks leave to withdraw the present Appeal with liberty to approach the CESTAT to seek a clarification with regard to the order dated 11.8.2006, especially paragraph No.3 therein. In view thereof, Appeal is allowed to be withdrawn and dismissed as such with the aforesaid liberty.

**(V.C.DAGA, J.)** **(DR.S.RADHAKRISHNAN,J.)**